

TITLE 1: GOVERNMENT AND ADMINISTRATION

DIVISION 1: GENERAL PROVISIONS

Chapter 1: The Code.

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11.011 Title -- Reference to Code.

The Code shall be known as the "Codified Ordinances of the County of San Bernardino." It shall be sufficient to refer to said Code as the "Codified Ordinances of the County of San Bernardino" or the "San Bernardino County Code" in any prosecution for the violation of any provision thereof and it shall also be sufficient to designate any ordinance adding to, amending or repealing said Code as an addition or amendment to or repeal of said "Codified Ordinances of the County of San Bernardino."

Title, division, chapter and section headings do not in any manner affect the scope, meaning or intent of the provisions of this Code.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967)

11.012 Authority for Code.

This Code consisting of ordinances of the County of San Bernardino is adopted pursuant to Sections 25126, 25127, and 25128 of the Government Code of the State of California.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.013 Scope of Code.

It is intended that all existing ordinances of the County of San Bernardino are included in this Code except the following ordinances and their amendments:

Grants of franchise; interim reclassification of land use; call for an election; authorization for the levying and collection of taxes pursuant to an indebtedness; authorizing the execution of notes or bonds of indebtedness. All of or that portion of ordinances and amendments thereto adopting Sectional District Maps, Precise Plan Maps and Oil Field Maps, whether adopted as amendments to sections of this Code or not, are not printed herein. The adoption of this Code shall not affect any ordinance, the provisions of which are not included in this Code.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.014 Existing Law Continued.

The provisions of this Code, insofar as they are substantially the same as provisions of existing ordinances relating to the same subject matter, shall be construed as restatements and continuations thereof and not as new enactments.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.015 Effect of Code on Past Actions and Obligations Previously Accrued.

Neither the adoption of this Code nor the repeal hereby of any ordinance of the County of San Bernardino shall in any manner affect the prosecution for violation of any ordinance, which violation was committed prior to the effective date hereof, nor be construed as a waiver of any permit, license fee, charge or penalty at said effective date required or due and unpaid under such ordinance, nor be construed as affecting any of the provisions of such ordinance relating to the collection of any such fee, charge or penalty or the penal provisions applicable to any violation thereof, required to be posted, filed or deposited pursuant to any ordinance, and all rights and obligations thereunder appertaining shall continue in full force and effect.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.016 Pending Action or Accrued Rights Not Affected.

No action or proceeding commenced before this Code takes effect, and no right accrued, is affected by the provisions of this Code, but all procedures thereafter taken therein shall conform to the provisions of this Code so far as possible.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.017 Rights Under Existing License or Certificate Not Affected.

No rights given by any license or certificate under any ordinance repealed by this Code are affected by the enactment of this Code or by such repeal; but such rights shall hereafter be exercised according to this Code.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.018 References to Specific Ordinances.

The provisions of this Code shall not in any manner affect deposits or other matters of record which refer to, or are otherwise connected with ordinances which are therein specially designated by number or otherwise and which are included in this Code, but such references shall be construed to apply to the corresponding provisions contained within this Code.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.019 Effect of Heading.

Title, Division, Article, Section and Subsection headings contained in this Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any Title, Division, Article, Section or Subsection of this Code.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.0110 Section Numbers.

In reading section numbers from left to right, the first digit shall designate the Title of this Code, the next digit or digits to the right of the first digit and to the left of the decimal point shall designate the Division of that Title. The first two digits to the right of the first decimal point designate the chapter. The remaining digits to the right of the first two digits indicate the section number. Example: 56.0122 designates Section 22, Chapter I of Division 6 of Title 5.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.0111 Validity of Code.

If any section, subsection, sentence, clause, phrase, or portion of this Code is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Code. The Board of Supervisors hereby declares that it would have adopted this Code and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.0112 Words and Phrases -- How Construed.

Words and phrases are to be construed according to the context and the approved usage of the language, but technical words and phrases, and such others as may have acquired a peculiar and appropriate meaning in law, or are specifically defined in succeeding sections of this Code, are to be construed according to such peculiar and appropriate meaning or definition.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);

11.0113 Definitions and Rules of Construction.

The following terms as used in this Code shall, unless the context clearly indicates otherwise, have the following rules of construction applied and the respective meanings herein set forth:

GENDER: Masculine gender includes the feminine and neuter.

NUMBER: The singular number includes the plural, and the plural, the singular.

SHALL, MAY: "Shall" is mandatory, and "may" is permissive.

TENSES: The present tense includes the past and future tenses, and the future includes the present.

WRITING: Writing includes printing or typewriting.

Adopted Ordinance #975 (1961); Amended Ordinance #1347 (1967);